

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office. AUG 18 1993
 Returned to applicant for correction. SEP 28 1993
 Corrected application filed. SEP 28 1993 Map filed. SEP 28 1993

The applicant. John P. Davis & Sherry C. Davis, H&W as J.T.
P.O. Box 1646 of Tonopah
Street and No. or P.O. Box No. City or Town
NV 89049 hereby make application for permission to change the
State and Zip Code No.
point of diversion and place of use
Point of diversion, manner of use, and/or place of use
 of water heretofore appropriated under 56056
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.

- The source of water is. underground
Name of stream, lake, underground spring or other source.
- The amount of water to be changed. .1406 cfs
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
- The water to be used for. Irrigation & Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water heretofore permitted for. Same
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water is to be diverted at the following point. NW $\frac{1}{4}$ of the SW $\frac{1}{4}$, Sec. 12, T.6 N., R.40E., M.D.M. from which point the SW Cor. of said Section 12
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.
bears S26°08'41"W 1671.39 feet distant
- The existing permitted point of diversion is located within. SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec 13, T.6N., R.40E., M.D.M. from which point the NE Cor of said Sec 13, bears
If point of diversion is not changed, do not answer.
N41°22'56"E 3542.60 feet distant
- Proposed place of use. portion of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ and a portion of the
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
SW $\frac{1}{4}$ of the SW $\frac{1}{4}$, Sec 12, T.6N., R.40E., M.D.M. containing 15.244 Ac±
Net Par "B" Parcel Map No. 26537 Nye Co Record.
- Existing place of use. SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ and the E $\frac{1}{2}$ of the SW $\frac{1}{4}$ of
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.
the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec 13, T.6N., R.40E., M.D.M. containing 15 Ac±
- Use will be from. Jan 1 to Dec 31 of each year.
Month and Day Month and Day
- Use was permitted from. Jan 1 to Dec 31 of each year.
Month and Day Month and Day
- Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) 8" Well, 15 H.P. submersible Pump,
State manner in which water is to be diverted, i.e. diversion structure,
4" mainline and 2" to 3" sprinkler lines
ditches, pipes and flumes, or drilled well, etc.
- Estimated cost of works. \$20,000
- Estimated time required to construct works. 2 years

14. Estimated time required to complete the application of water to beneficial use..... 3 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

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By s/ John P. Davis
P.O. Box 1646
Tonopah, NV 89049
Compared gkl/ jv lw/cms
Protested.....

APPROVAL
OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 56056 is issued subject to the terms and conditions imposed in said Permit 56056 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 59147 and 59148 shall not exceed 60.0 acre-feet annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.1406 cubic feet per second, but not to exceed 60.0

acre-feet annually; and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before May 14, 1999

Proof of completion of work shall be filed before June 14, 1999

Application of water to beneficial use shall be made on or before May 14, 2000

Proof of the application of water to beneficial use shall be filed on or before June 14, 2000

Map in support of proof of beneficial use shall be filed on or before June 14, 2000

Completion of work filed.....
Proof of beneficial use filed.....
Cultural map filed.....
Certificate No..... Issued.....
IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,
State Engineer of Nevada, have hereunto set my hand and the seal of my
office, this 14th day of May
A.D. 1998

[Signature]
State Engineer

Abrogated By 67388 0.1406